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July 12, 2010

Via ECF
Honorable Michael A Shipp, U.S.M.J.
Frank R. Lautenberg U.S.
Post Office & Courthouse
PO Box 999
Newark, NJ 07101-0999

Re: Pontani, et al. v. Amerihealth Insurance Company of
New Jersey, et al.
Civil Action No.: 2:08-cv-04580 (FSH) (MAS)

Dear Judge Shipp:

We are counsel to Plaintiffs, Peter and Louise Pontani, in the above class action. While the depositions have not been completed, due to several reasons, including the delay in getting claims data from Amerihealth, we nonetheless would like to proceed with the settlement conference. Several weeks ago, we advised Amerihealth and Magellan that we could include in the agreement a provision which requires discovery in order to confirm the claims data and damage amounts.

Respectfully submitted,

s/ *Bruce H. Nagel*
BRUCE H. NAGEL

BHN/ls

cc: All Counsel (via ECF)